

ORDINANCE NO. \_\_\_\_\_, SERIES 2009

AN ORDINANCE AMENDING SECTION 32.253 OF  
THE LOUISVILLE/JEFFERSON COUNTY METRO  
CODE OF ORDINANCES, AND ADDING SECTION  
32.263 CONCERNING APPEALS.

SPONSORED BY: Councilman Tom Owen

BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE  
LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE COUNCIL)  
AS FOLLOWS:

SECTION I: Section 32.253 of the Louisville/Jefferson County Metro Code of  
Ordinances (Code) is amended as follows:

§ 32.253 ARCHITECTURAL REVIEW COMMITTEE.

(A) There is established for each District an Architectural Review  
Committee which shall have the powers and functions within such District as  
provided herein.

(B) There is established for the structures or properties designated as  
local landmarks an Architectural Review Committee which shall have the powers  
and functions with respect to local landmarks as provided herein.

(C) Each Committee shall consist of seven members, one of whom  
shall be the Director of the Department of Inspections, Permits and Licenses or  
his or her designee, two members shall be members of the Commission  
appointed by the Commission Chairperson and four members who shall be  
appointed by the Commission and approved by the Metro Council. In the case of  
a Committee established for a district, no fewer than two members shall be  
owner-residents or tenants within such district, one member shall be a real estate  
professional and one member shall be an architect and one member shall be the  
owner of income producing property located within the district. All members shall  
have a known interest in local landmarks districts preservation. Members  
appointed by the Commission shall serve at the pleasure of the Commission.

(D) Four members shall constitute a quorum of a Committee and the  
affirmative vote of three members or a majority of the members present,  
whichever is greater shall be required for any official action to be taken by the  
Committee.

(E) In the event a Committee is unable to obtain a quorum due to  
conflict of interest involving its members, or, in the case of the Director of the  
Department of Inspections, Permits and Licenses or his designee, a personal

conflict of interest, the member(s) who are unable to participate due to the conflict of interest shall be replaced by special members to serve as members of the Committee for the case(s) giving rise to the conflict of interest in accordance with the qualifications and process set forth in paragraph (C) above.

SECTION II: Section 32.263 is hereby added to the Code, to read as follows:

32.263 APPEALS FROM THE COMMISSION

An appeal from the Commission shall be taken by the applicant to the Jefferson Circuit Court within 30 days of the Commission's final action, which shall be defined as the date on which the Commission votes on the matter giving rise to the appeal.

SECTION III: This Ordinance shall take effect upon its passage and approval

\_\_\_\_\_  
Kathleen J. Herron  
Metro Council Clerk

\_\_\_\_\_  
David W. Tandy  
President of the Council

\_\_\_\_\_  
Jerry Abramson  
Mayor

Approved: \_\_\_\_\_  
Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

By: \_\_\_\_\_